THE HONOURABLE SRI JUSTICE P.S.NARAYANA

W.P.No.17567 of 2006

Dated: 25-08-2006

Between:

Smt. A.Kumari Petitioner

And

The State Election Commissioner, rep. by its Secretary, Secunderabad and others.

Respondents

THE HONOURABLE SRI JUSTICE P.S.NARAYANA

W.P.No.17567 of 2006

ORDER:

1. Heard the counsel.

2. The writ petition is filed for a writ of Mandamus declaring the action of the respondents 1 to 5 in recounting the votes polled on 29.7.2006 to the post of Sarpanch of Chintalabadavanja Grampanchayat of L.N.Peta Mandal, Srikakukulam District in the presence of contesting candidates as illegal and pass such other suitable orders.

3. While making elaborate submissions, the learned counsel representing the petitioner had pointed out to Paragraphs 2,3,4,5 and 6 of the affidavit filed in support of the writ petition and would submit that there are several irregularities and illegalities and hence appropriate direction may be issued by this court. This court as a writ court cannot go into all these factual details at this stage. Hence, it would be appropriate for the petitioner to approach the concerned election tribunal by filing an election petition if the petitioner is so advised.

4. The writ petition is accordingly disposed of. No order as to costs.

25-08-2006

Stp